

SENATE BILL 3079

By Yager

AN ACT to amend Tennessee Code Annotated, Title 13, Chapter 7 and Title 59, Chapter 8, Part 2, relative to regulations concerning mining and reclamation activities.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 59-8-208, is amended by adding the following language as a new subsection:

(f) This part shall be the sole and exclusive authority for reclamation plans arising from mining a mineral as defined in § 59-8-202(7)(C). No local or regional zoning and planning regulations regarding reclamation of an area subject to this part due to mining a mineral as defined in § 59-8-202(7)(C) shall apply.

SECTION 2. Tennessee Code Annotated, Section 13-7-114, is amended by designating the current language as subsection (a) and by adding the following language as a new subsection (b):

(b) This part shall not be construed as authorizing any regulation of reclamation activities subject to § 59-8-208 due to mining a mineral as defined in § 59-8-202(7)(C). Title 59, chapter 8, part 2, is the sole and exclusive authority for reclamation plans arising from mining a mineral as defined in § 59-8-202(7)(C).

SECTION 3. Tennessee Code Annotated, Title 13, Chapter 7, Part 2, is amended by adding the following language as a new section:

13-7-213.

This part and part 3 shall not be construed as authorizing any regulation of reclamation activities subject to § 59-8-208 due to mining a mineral as defined in § 59-8-

-202(7)(C). Title 59, chapter 8, part 2, is the sole and exclusive authority for reclamation plans arising from mining a mineral as defined in § 59-8-202(7)(C).

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to plans submitted on or after such date.